Puglia, Shri Naresh C.
Sahu, Shri Baikunthnath
Sahu, Shri Rajni Ranjan
Satya Bahin, Shrimati
Shiv Shanker, Shri P.
Siddiqi, Shri Shamim Ahmed
Singh, Shri R. K. Dorendra
Sukul, Shri P. N.
Thakur, Jagatpal Singh
Thakur, Shri Rameshwar
Tirja. Kumari Sushila
Verma, Shri Kapil
Verma, Shrimati Veena

NOES—35

Amin, Shri Mohammed
Balaram, Shri N. E.
Balu, Shri T. R.
Basu, Shri Chitta
Basu Ray, Shri Sunil
Chakravarty, Shrimati Bijoya
Chaudhuri, Shri Tridib
Chautala, Shri Om Prakash
Chowdhury, Shrimati Renuka
Ghosh, Shri Dipen
Goswami, Shri Ramnarayan
Gowda, Shri K G. Thimme
Gurupadaswamy, Shri M. S.
Jethmalani, Shri Ram
Kaldate, Dr. Bapu
Kunjachen, Shri P. K.
Lakshmanna, Prof. C.
Lather, Shri Mohinder Singh
Mahishi, Dr. (Shrimati) Sarojini
Malaviya, Shri Satya Prakash
Morarka, Shri Kamal
Mukherjee, Shri Samar
Poddar, Dr. R. K
Quasem, Shri Mostafa Bin
Rahman, Shri Mohd. Khaleelur
Rao, Shri Moturu Hanumantha
Reddy, Shri B. Satyanarayan
Reddy, Dr. G. Vijaya Mohan
Sreedharan, Shri Arangil
Swamy, Shri Subramanian
Upendra, Shri Parvathaneni
Verma, Shri Ashok Nath
Verma, Shri Virendra
Yadav, Shri Ish Dutt
Yadav, Shri Ram Naresh

The motion was adopted.

PROF. C. LAKSHMANNA: Madam two more names are there. They have not been included.

THE DEPUTY CHAIRMAN: Why have they not given their names.

PROF. C. LAKSHMANNA: Just now they gave.

SHRI A. G. KULKARNI: How can it be taken in now? It cannot be done now.

THE DEPUTY CHAIRMAN: No cross-talks, please. Professor, even if three have not come, I think my calculation is not bad and the result will be subject to correction, they would not be 51. Whatever the correct number, they will be included. Still Ayes have it and I will correct the figure.

SHRI P. SHIV SHANKER: Madam, I introduce the Bill.

SHRI P. K. KUNJACHEN (Kerala): Madam, I have given a notice on privilege motion.

THE DEPUTY CHAIRMAN: It is under Chairman's consideration.

Special Mentions

Manhandling of a Rajya Sabha Member by Tihar Jail Official

SHRI M. A BABY (Kerala): Thank you very much for permitting me to raise through a special mention my personal experience.

[Shri M. A. Baby]

Before I relate my sad experience in the quadrangle of Tihar Jail and just outside the quadrangle yesterday, I hope you will first of all permit me to congratulate you for having been elected as Deputy Chairman. On the day of your election I was away. So, though it is delayed, I hope you will accept my congratulations.

THE DEPUTY CHAIRMAN: Thank you.

SHRI M.A. BABY: Being Deputy Chairman I hope you will be in a position to conduct the proceedings. You are charming and firm too. At the same time I hope you will be indulgent too.

THE DEPUTY CHAIRMAN: Specially to babies.

SHRI M. A. BABY: Yesterday, at about 1.30 after having been informed about the miserable plight of a few leaders of the various trade unions, who have been arrested following the workers' agitation in the industrial areas of Delhi, I along with a lady, Miss Pramila Pandey, who is leader of the working women, visited the Tihar jail. As soon I reached there, I had shown my identity card. In fact, I physically handed over the identity card to an officer, who had come. I think he is Assistant Jail Superintendent. He verified it and gave it back to me. Then both of us were escorted to the quadrangle of the Tihar jail. We requested that we would like to meet the prisoners and we would like to talk to the Jail Superintendent to find out whether they have been ill-treated or have been kept properly because we know that only people like Sobhraj can have five-star living conditions in the jails like Tihar. So we wanted to find out what is the condition. The officer concerned who was dealing with me the first officer, was very decent and polite. He went inside and had some consultations with somebody. After 10—15 minutes he came out and said, "No, this is lunch hour. This being a holiday, you will not be permitted to meet." Then, I had related that I had the experience of jails and Central Jail even during the emergency period I also told them that I had experiences of meeting the prisoners even during holidays with special permission. I requested them to permit us just for 2-3 minutes only. What is the harm? I told them that I was doing this in exercise of my duty as a Member of Parliament to find out what is their condition so that I can raise it in Parliament. In the meanwhile, another hefty fellow came without uniform. As soon as he reached, he started questioning me "What do you want? You please go away." Then, I asked the officer who was there, "who is this gentleman talking to me?" He said, "I am the man to take charge of this place now. With you people here around I cannot take charge. So you better leave this place." I said, "I am not going to leave like that. I want to meet the prisoners. I am a Member of Parliament." Then, he said, "Even the Prime Minister cannot meet the prisoners on a holiday." Then, I said. "In that case I am here to protect the privileges and rights of the Prime Minister also. I am going to protect that and without that I am not going to leave this place." Then, he said, "I know how to deal with you." Then, I said, "You do whatever you know." Then, he said, "Only the IG Prison can permit you." Then, I said, "You contact him. I am here. You help me to meet them." He said, "No, no, go away. You come tomorrow. You cannot meet them." Then, I said, "Just now you said even the Prime Minister cannot meet the prisoners. Now you say only IG Prison can permit me." Anyway, I do not want to relate the whole experience. It went on nearly for half-an-hour. Then, I said, "Please make arrangements for me to meet them and meet the Jail Superintendent so that I can find out their condition. I do not want to meet any criminals. I want to meet

only political workers." Then these people went out and they came inside with 7 or 8 people. Out of 7 or 8, four men were in plain clothes and the remaining were in uniform.

Another old lady, fragile lady of about 65—70 years, Mrs. Pramila Pandey, wife of CITU General Secretary, Dr. M. K. Pandey, was sitting beside me. Half of them moved near her and half of them moved near me. Then, I shouted "Don't touch her. You are male people. You don't have any right to touch that lady. Then, two people came and asked me, "You move away." I said, "I will not move." Then, all of a sudden they started shouting and they hit me, they kicked me, they did many things as both my hands were caught by them, I could not even prevent them from hitting and I was dragged out from the quadrangle and I was thrown out of the quadrangle. Then, that lady shouted at them "What are you doing to a Member of Parliament?" They said, "We will do the same thing unless you get out from here." Factually they did not manhandle her so far as my information goes because she was sitting behind and I could not have a detailed discussion with her later. Then, I sat in the front of the quadrangle. I said, "I am not going to move from here." Then, they dragged me and threw me out. They did not inflict any serious injury but they hit me. This has happened not when I conducted a big demonstration and that demonstration went violent. This has happened when I was very politely and humbly pleading with them and requesting them. I did not shout at them. I was talking to them in a most polite language and pleading with them. This was the method of treatment. The second officer who had come later from enquiry I came to know that his name is Sabharwal. He was conducting the whole operation along with 7 or 8 people. When. I was thrown out from the outer gate towards the road just in front of the main gate, I sat on the road at around 2 O'clock. Then, CRPF people came and they said, "This is not a place for a Member of Parliament to sit. We will bring a chair." I said, "I am not going to sit in the chair. If you want, you can keep that chair and sit on it." It went on like that. By that time, people were conducted. Mr. Amal Dutta, who belongs to the other House and who is the Chairman of the Public Accounts Committee, Dr. Poddar, Mr. Hanumantha Rao and a few other Members of this House like Dr. Vijay Mohan Reddy and Mr. Satyanarayan Reddy reached the place. They saw my shoulder having been soiled with boot marks. Because it was on my shoulder I could not look back. They and a few press people who came there noticed that. Mr. Sabharwal, the Deputy Jail Superintendent, was near the gate. He said to the hon. Members, "If you want to talk to me, you talk to me across the jail gate." They said, "You come out." This gentleman said, "I am not entitled to come out of this gate." Interestingly, when we were there for about two hours, we saw this gentleman coming out at least three times, perhaps to receive some criminals who were brought in a vehicle or to send off criminals, perhaps taking over charge of them or seeing them off. Then we asked, "You will come out to meet criminals, but you will not come out of the gate to meet hon. Members of Parliament." He did not say anything and went back. About 5 p.m. when people gathered there, the Deputy Jail Superintendent and other officers said, "You please come inside and meet the people whom you want to see." Then we asked, "Earlier you said even the Prime Minister cannot meet. Now, do you find us more important than even the Prime Minister?" Then they said, "This is not the place for you to sit. You please come inside. Why do you sit on the road?" I said, "Your subordinate people have thrown me here." This went on like that till about 8.30 p.m. Some of the Mem-

[Shri M. A. Baby]

bers of Parliament like Mr. Amal Dutta conducted the Home Minister. The Home Minister Mr. Buta Singh, assured them over phone that the concerned officer will be suspended and an enquiry will be ordered. Saying so he requested them to lift the dharna. Only based on the assurance given by Mr. Buta Singh over phone, the dharna was lifted by about quarter to nine. He would have made this assurance as a Member of this august House has been insulted. I hope this is not a question of a Member belonging to any particular political party. This is a question of the privilege of the House. I am moving a privilege motion. I hope the Chair will send this for the consideration of the Privileges Committee. With these words, I conclude. Thank you.

SHRIMATI JAYANTHI NATARAJAN (Tamil Nadu): We associate with him.

SHRI P. K. KUNJACHEN (Kerala): Madam Deputy Chairman, I have given a notice.

THE DEPUTY CHAIRMAN: Your notice will be considered by the Chairman. So please be seated.

SHRI A. G. KULKARNI (Maharashtra): I want to associate myself with what Mr. Baby has stated.

SHRIMATI RENUKA CHOWDHURY (Andhra Pradesh): It is an unparliamentary thing. All of us are uniformly associating ourselves with our colleague. Action must be taken promptly.

SHRI MIRZA IRSHADBAIG (Gujarat): Madam, the whole House associates.

SHRI A. G. KULKARNI: Let the Home Minister fulfil his assurance given to Mr. Baby. An enquiry should be held and the person responsible must be suspended.

SHRI H. HANUMANTHAPPA (Karnataka): It is not only the police officers. Even the security officers behave like this. (*Interruptions*). This is the general tendency. (*Interruptions*).

श्री सुरेन्द्र जीत सिंह अहलुवालिया (बिहार) : महोदया, यह शुरुआत सिर्फ यहां से नहीं हो रही है । इसके पहले भी केरल में श्री राघवन नाम के एम० पी० के साथ केरल राज्य में ऐसा ही पुलिस ने दुर्व्यवहार किया है । मेम्बर आफ पार्लियामेंट के साथ जो कुछ यह दुर्व्यवहार हो रहा है, रशियन फेस्टीवल के दिन भी ऐसा ही दुर्व्यवहार एम०पीज० और मिनिस्टरों के साथ किया गया । मिनिस्टर को लास्ट रो में बैठना पड़ा और दिल्ली पुलिस के कांस्टेबुल सामने की सीट में अपने बड़े अफसरों के बच्चों के लिए जगह बचाकर रख हुए थे । एम०पी० की बीवी को कांस्टेबुल के साथ बैठना पड़ा और खुद उन्हें अलग बैठना पड़ा । यह दुर्भाग्यपूर्ण बात और मि० बेबी ने जो सवाल उठाया है, उसका पूर्ण समर्थन करते हुए मैं भी मांग करता हूं कि पूरे हिंदुस्तान में, सिर्फ दिल्ली की बात नहीं, परे हिंदुस्तान में एम०पी० की जो इज्जत है, वह बरकरार रखने के लिए आदेश पारित किया जाए ।

THE DEPUTY CHAIRMAN: The whole House, regardless of any party, respects the status and privileges of a Member of Parliament. The Home Minister, Mr. Buta Singh, has made his commitment and he has given his assurance. The Minister of State for Home Affairs is sitting here and if he likes to say something, let him say what he wants to about the inquiry.

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI SANTOSH MOHAN DEV): As far as Government is concerned, I fully agree with the sentiments of the honourable Member who has now ventilated his feelings, irrespective of the party. The honour of Members of Parliament must be respected...

SHRI A. G. KULKARNI: All over the country.

SHRI SANTOSH MOHAN DEV: Let me finish. But this is the attitude of the Government not only in Delhi; that should be the procedure and that should be the policy all over the country, including Kerala. Yesterday, we saw a Member of Parliament who was beaten. He came and he showed the different wounds that he received. We have asked for a report from the Kerala Government also and we have also assured that we shall take appropriate action. In this instance, as assured by the honourable Home Minister, we have already asked the Delhi Administration to have an inquiry and take appropriate steps and I can assure you that we shall not...

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): Suspend the officer first.

SHRI B. SATYANARAYAN REDDY (Andhra Pradesh): Action against the officer must be taken immediately. The officer must be suspended immediately...

THE DEPUTY CHAIRMAN: Mr. Reddy, don't become a person who is just ever ready to help everyone. There is no need to be so agitated. The Chairman has allowed people to make their comments on it. The Minister of State for Home Affairs is sitting here and it is much better that he gives an assurance once again on the floor of the House. I think there is no need to be agitated about it.

SHRI SANTOSH MOHAN DEV: As assured by the Home Minister, we are taking action. But for taking action we have to follow certain procedures. But I can assure the House that we shall not move away from the commitment of the Home Minister.

SHRI LAXMI NARAIN (Delhi): Without suspension there cannot be any impartial inquiry and there is no procedure to be followed to place an officer under suspension. It can be done immediately and he must be suspended.

SHRI DIPEN GHOSH (West Bengal): Delhi is a Centrally administered city, a Union Territory, and Mr. Santosh Mohan Dev, as far as my knowledge goes, as Minister of State is in charge of looking after the Union Territory's affairs. I was one of the MPs who visited Tihar Jail at 8 o'clock in the night yesterday. The question is of the attitude of the officials towards the representatives of the people. That is the more important point. I had the privilege of talking to the DIG (Prisons) yesterday night. And the DIG (Prisons) did not utter a single word of regret. I told him, so many MPs from various parties were there. Mr. Samar Mukherjee, a very senior Member of Parliament, was there. But the DIG did not utter a word of regret. In the meantime we got an assurance from Home Minister Buta Singh over the telephone. Even then the DIG (Prisons) did not utter a word of regret. My colleague in the other House. Mr. Thampan Thomas, and I pointed out how a DIG is a competent authority to look into this complaint and take action and that Home Minister's intervention is not required. But he did not say anything. He did not even say, "Yes. I will look into it.". So, it betrays an attitude and that is why my point is that it is not that Mr. Santosh Mohan Dev, the honourable Minister of State for Home Affairs, has said anything new when he has said that there is a procedure for suspending an official. We know that there is a procedure. Even though there is a procedure, we also know that whenever disciplinary proceedings are even contemplated many people are suspended immediately... (*Interruptions*)...It is not that the person concerned or the official concerned is not placed under suspension. Yesterday at 8 o'clock,... (*Interruptions*)...Mr. Buta Singh

[Shri Dipen Ghosh]

had assured us and it was made known on the TV also at 9-30 at night in the news, Mr. Buta Singh's assurance. So, now it is quarter to one and there was enough time to place that official under suspension. So, my demand is that when the House has expressed its concerned—I am glad that the entire House has expressed its concern including the Deputy Chairperson—and since that is the wish of the House, that official must be placed under suspension pending an inquiry and then you should start the inquiry.

श्री सुरेन्द्रजीत सिंह अहलूवालिया : क्या हाउस के कहने पर भी इनका सस्पेंशन नहीं हो सकता ।

SHRI SAMAR MUKHERJEE (West Bengal): Madam, I want to say something... (*Interruptions*)...

SHRI M. S. GURUPADASWAMY (Karnataka): Madam Deputy Chairman,... (*Interruptions*)...

THE DEPUTY CHAIRMAN: Just a minute. I think it is not necessary for everybody to speak. Yes, Mr. Samar Mukherjee.

SHRI SAMAR MUKHERJEE: Madam, I had a talk with the Home Minister at 5 when I got the information that some MPs were refused to see the people there. He immediately told me that he was issuing instructions so that the MPs were allowed to meet the prisoners. Later on, I came to know that Mr. Baby had been beaten up... (*Interruptions*)...

THE DEPUTY CHAIRMAN: No; he was not beaten up... (*Interruptions*)...

SHRI SATYA PRAKASH MALAVIYA (Uttar Pradesh): Yes, he was beaten up... (*Interruptions*)...

SHRI ARANGIL SREEDHARAN (Kerala): He was beaten up... (*Interruptions*)...

THE DEPUTY CHAIRMAN: He was beaten up; he was manhandled ... (*Interruptions*)...Let us not change the word... (*Interruptions*)...

SHRI B. SATYANARAYAN REDDY: He was beaten up. He was kicked. Now, you tell me whether kicking is not beating... (*Interruptions*)...

SHRI SAMAR MUKHERJEE: That is why those who were sitting there said that unless action was taken against that officer, they would be sitting on a dharna and they would continue the whole night and even the folowing day, that is, today if there is no action... (*Interruptions*)...

SHRI DIPEN GHOSH: The Home Minister has given the assurance.

SHRI SAMAR MUKHERJEE: I am taking about the assurance given by the Home Minister. Mr. Dipen Ghosh and myself visited the spot. There I came to know that by that time Mr. Amal Dutta had talks with Mr. Buta Singh, and Mr. Amal Dutta...

SHRI DIPEN GHOSH: Be he was not suspended.

SHRI SAMAR MUKHERJEE:... wanted a categorical assurance that unless he was suspended before an inquiry, they would not withdraw the dharna and Mr. Buta Singh had assured him that he would be suspended pending an inquiry... (*Interruptions*)...That was the assurance given. But now Mr. Santosh Mohan Dev is asking how without an inquiry they can take action. It was the assurance given by Mr Buta Singh to Mr. Amal Dutta that he would be suspended pending an inquiry and, on that assurance only the dharna was withdrawn. I was there: so, the assurance is that he will be immediately suspended pending an inquiry. This is the demand of the House and it should be done without delay.

THE DEPUTY CHAIRMAN: O. K. The entire House is associating itself with it. Everybody feels that the respect and houour of the Members or Parliament should be maintained But I do not think that there is any point in everybody talking about it.

SHRI ARANGIL SREEDHARAN: I want to speak... (*Interruptions*)...

THE DEPUTY CHAIRMAN: No. I cannot allow you ..(*Interruptions*)...

SHRI ARANGIL SREEDHARAN: I want to speak and I should be allowed... (*Interruptions*)...

THE DEPTUY CHAIRMAN: Unfortunately, your name is not there and so, you need not get up. Only the names of Mr. Gurupadaswamy, Mr. Upendra and Mr. Balaram are there. Therefore, I would not allow you to speak. Please sit down... (*Interruptions*)...Let Mr. Gurupadaswamy speak now for you. Please sit down.

SHRI ARANGIL SREEDHARAN: I had given a Special Mention which was rejected... (*Interruptions*)... I had given a Special Mention on the same subject which was rejected... (*Interruptions*)...I must be allowed to speak.

THE DEPUTY CHAIRMAN: Mr. Gurupadaswamy. Are you associating with it?

SHRI M. S. GURUPADASWAMY: Yes. Madam Deputy Chairman, the whole House is exercised about this incident there; is no doubt.

AN HON. MEMBER: Both sides.

SHRI M. S. GURUPADASWAMY: on all sides.

THE DEPUTY CHAIRMAN: And the front also.

SHRI M. S. GURUPADASWAMY: Naturally it should be like that. We are all concerned with the rights and privileges of Members of Parliament, and people's representatives in general. I have got one point to make on this issue. Such incidents have been occurring off and on all over India. It is not the first time we are witnessing such incidents. The Government is also faced with such incidents, not only at the Central level but also State level. The official have taken the people's representatives for granted. They are treated like any other individual common people.

I take this opportunity to suggest that this matter should be treated with all seriousness by the Central Government or State Government and we should evolve a system by which the rights of people's representatives remain inviolable while discharging their duties and responsibilities as representatives. In this particular case, Madam, there has been no occasion to have differences. My friend had announced that the particular official, Mr. Sabharwal, will be suspended till the inquiry is gone into. Till now, suspension has not taken place. That is why it has given room for such heat. May I ask the Minister to keep his promise? Mr. Buta Singh in this matter. This official should be suspended and an enquiry should be held into this incident. The matter raised by Mr. Baby should be referred to the Privileges Committee.

THE DEPUTY CHAIRMAN: Mr. Upendra, you still want to speak?

SHRI PARVATHANENI UPENDRA: Yes.

THE DEPUTY CHAIRMAN: What is the point? Your name is there.

SHRI PARVATHANENI UPENDRA: I will sit down. I will not speak. (*Interruptions*).

SHRI B. SATYANARAYAN REDDY: No. He will not speak now. (*Interruptions*).

THE DEPUTY CHAIRMAN: I am talking to him. Why are you standing?

SHRI B. SATYANARAYAN REDDY: He will not speak now, even if you permit.

THE DEPUTY CHAIRMAN: Please sit down. I was just asking him whether he would like to speak.

SHRI PARVATHANENI UPENDRA: You announced my name, and you now ask me whether I would speak. (*Interruptions*) No, I will not speak now.

[*At this stage the hon. Member and several other hon. Members left the Chamber*]

(*Interruptions*)

THE DEPUTY CHAIRMAN: Mr. Balaram, you speak now. He will speak a little later. (*Interruptions*) Don't be agitated. We are all agitated. Not only you.

SHRI N. E. BALARAM (KERALA): I associate myself with this... (*Interruptions*)

THE DEPUTY CHAIRMAN: You speak, Mr. Balaram. He will come back and speak. Let him cool down. All of us are agitated.

SHRI N. E. BALARAM: I want to make only one point. Shri Gurupadaswamy has suggested that this is a very serious matter. A Member of Parliament has to discharge his duties as a Member of Parliament. If the attitude of the officers is like this, it is a very serious matter. The Home Minister stated that... (*Interruptions*) I forget the name of the official. By the time I went there, everything was over. That gentleman must be suspended and immediate action should be taken. Otherwise, the situation is very bad and it should not be allowed to continue like that.

SHRI ARANGIL SREEDHARAN: I gave a Special Mention on the same subject.

THE DEPUTY CHAIRMAN: I know about your submission. I was there. Many other Members also gave their submissions.

SHRI ARANGIL SREEDHARAN: I may be permitted to speak.

THE DEPUTY CHAIRMAN: The Chairman looked at it and he decided a few names. It was decided when the Members were present there.

SHRI ARANGIL SREEDHARAN: Even those who had not made any request for a Special Mention have been allowed to speak.

THE DEPUTY CHAIRMAN: Nobody has been allowed to speak beyond what the Chairman had decided.

SHRI ARANGIL SREEDHARAN: I want to associate myself with it.

THE DEPUTY CHAIRMAN: The whole House is associating itself with it.

SHRI ARANGIL SREEDHARAN: Madam, incidents like this, whether they take place in Delhi or Kerala, should not be tolerated. I hope and trust that the Government of Kerala will take appropriate steps to prevent recurrence of such incidents and punish those people who are responsible for them if there is violation of parliamentary privilege. Madam, there seems to be a tendency to water down the incident. Actually, when I went there and met the hon. Member, he showed me marks of boots on his back. If that had hit any of his vital parts, he would have died. It is a very serious thing. I have myself been a victim of police repression many a time and I know what happens. So, Madam, my submission to the Government, through you, is that they should give a direction to all the departments about the treatment to be meted out to M.Ps. This was beating point but there are lesser types of insults meted out to M.Ps. That should be avoided. I request you to pass on this information to the Government and use your good offices to see that M.Ps. are properly treated in every part of the country.

THE DEPUTY CHAIRMAN: I have said it right in the beginning. Every where, not only in the Union Territo-

ries but everywhere, the Members of Parliament should be treated with respect and honour which is due to them. What more do you want?

SHRI PARVATHANENI UPENDRA: Madam Deputy Chairman, there is nothing much to speak. I strongly condemn the incident which took place yesterday. In fact, the moment I heard that such a thing was happening, we requested two of our M.Ps. to go there. They made an on-the-spot study of the situation and they corroborated whatever Mr. Baby has said. Therefore, I again demand from the Home Minister that the officer concerned mut be suspended immediately. There are no rules obstructing this. It must be done not only to save the prestige and honour of the Parliament, but also to prevent recurrence of such incidents anywhere in the country. Thank you.

SHRI GHULAM RASOOL MATTO: (Jammu and Kashmir): If this is done at the Centre, the States will take a cue from it. It will be a good and healthy precedent if this is done immediately.

SHRI P N. SUKUL (Uttar Pradesh): Madam Deputy Chairman, I entirely share the sentiments expressed by Mr. Baby and my other learned colleagues who have spoken earlier. I join all my friends in condemning this incident in which jail officials or police officials were involved in assaulting our Member of Parliament. Madam, the other day it was I who had raised that matter pertaining to the assault and lathi-charge on Mr. Vijaya Raghavan in Palghat. Through you, I would like to request the Government and the Home Minister that on both these incidents the Home Minister must come up with a statement in the House as early as possible. As regards suspension, Madam, when the whole House is demanding suspension, there should no delay in suspending that man. He must be suspended immediately.

SHRI H. HANUMANTHAPPA: We cannot understand that procedure which will debar the Parliament from suspending an officer. This is the law-making body. If the procedure comes in the way, it should be amended immediately. (*Interruptions*)

1.00 P.M.

श्री सुरेन्द्रजीत सिंह अहलूवालिया: यह जेल कर्मचारी चार्ल्स शोभराज को मिठाइयां पहुंचा सकते हैं, किन्तु एक एम० पी० को नहीं मिलने दे सकते। तो इन गैर जिम्मेवार लोगों पर कार्रवाई करके सदन को बताया जाए आज शाम तक **(व्यवधान)**

SHRI P. N. SUKUL: If there is any delay in his suspension, Madam, you can summon that official and just sentence him. (*Interruptions*)

THE DEPUTY CHAIRMAN: I think after hearing the sentiments of the Members, the entire House and the Chair, everybody feels, and I also feel, and I would request the Minister of Parliamentary Affairs to ask the Home Minister if he can come and report to the House about what happened since yesterday and today.... (*Interruption*) As soon as he can come. Whenever he comes, he will tell you. I cannot say what action he has taken. He can only tell you what action he has taken. (*Interruptions*) Mr. Buta Singh gave an assurance. I think, it will be in the fitness of things—that Mr. Buta Singh or whoever he assigns should come and tell the House. I think, the matter is over now.

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (SHRI M. M. JACOB): I will convey the sentiments of the House... (*Interruptions*)

श्री वीरेन्द्र वर्मा (उत्तर प्रदेश) : माननीया, ससपेंशन का क्या हुआ **(व्यवधान)**

उपसभापति : आपके सैंटिमेंट्स पहुंचा दिए गए हैं, बल्कि अब तक पहुंच भी गए होंगे (व्यवधान)

SHRI JAGESH DESAI (Maharashtra): It should be highly condemned. I want to say that to avoid such incidents in future, the Home Minister should issue instructions and guidelines to the policemen and others how they should behave with the MPs. This should be done immediately.

THE DEPUTY CHAIRMAN: All right.

SHRI JAGESH DESAI: Mr. Baby said that there were 5 plain-clothesmen who have come and taken him or thrown him out. Probably, this is a matter to be investigated. Probably the five plain-clothesmen have been brought there or probably they may be the prisoners and they might have hurt his person. That is why this aspect should also be investigated as to who those five plain-clothesmen were. (*Interruptions*)

THE DEPUTY CHAIRMAN: Now this is over.

श्री राम नरेश यादव : (उत्तर प्रदेश) महोदया, माननीय गृह मंत्री जी बैठे हैं और सदन की भावनाओं की जानकारी भी उन्हें हो गई है, यहां पर निलम्बन करने की बात पर क्या दिक्कत हो रही है (व्यवधान)

SHRI VITHALRAO MADHAVRAO JADHAV (Maharashtra): The Deputy Chairman has assured that the Minister will make a statement Why should you insist on this matter? Let the statement come.

(*Interruptions*)

THE DEPUTY CHAIRMAN: Everybody should sit down. Mr. Jadhav, you also sit down. (*Interruptions*) Please sit down. I would not allow anybody to start speaking without the permission of the Chair. You mind it; aynbody. So, until and unless you take the permission of the Chair, please do not get up. Don't hurt yourself by my saying to sit down. This is one thing I want to tell. I do not want to say, you sit down. So, please do not stand up without my permission.

Now, we are going to the Special Mention by Mr. B. Satyanarayan Reddy.

Non-enforcement of section 30 of advocates Act, 1961

SHRI B. SATYANARAYAN REDDY (Andhra Pradesh): Madam, I would like to bring to the attention of the Central Government, through you, certain important facts regarding the non-notification of Section 30 of the Advocates Act, 1961.

Madam, the Parliament enacted the Advocates Act in 1961. Section 30 of the Advocates Act enables every Advocate whose name is entered in the State Roll the right to practice throughout the territories to which the Act extends—before the Courts, Tribunals and other authorities or persons referred to therein. The Advocates Act received the assent of the President of India on the 19th May, 1961. But the entire Act was not brought into force immediately. Chapters I, II and VII of the Act were brought into force on 16-8-1961, Chapter III and Section 50 (2) on 1-12-1961, Section 50(1) on 15-12-1961, Section 51 and 52 on 24-1-1962, Section 46 on 29-3-1962, Section 32 and Chapter IV on 4-1-1963. Chapter V on 1-9-1963, and sections 29, 31, 33 and 34 of Chapter IV on 1-6-1969. However, section 30 of the Act which is very vital and live wire to the Act, has not yet been brought into force.

[**The Vice-Chairman (Shri H Hanumanthappa)** in the Chair]

Mr. Vice-Chairman, Sir, in this connection the Supreme Court of India in its judgment reported in AIR 1982 SC 1768 dated 4-8-1988 has observed as follows: